T.D. INFORMAL MEMO: DO NOT MAIL THIS MEMO TO APPLICANT

Date:			07-Feb-08	APPL. S. N:	09575172	
To Exami	iner:		ABDULSELAM, ABBAS	Art Unit	2629	
From			Jefferson, Henry PARALEGAL SPCECIALIST	Return This Memo To: Case Drop-Off Location	JEF-2D68	
SUBJECT	r: Decisio	n on Terminal	Disclaimer(T.D.) filed:			
form para or have a	agraphs i ny quest	dentified by th ions, please so	is informal memo in your next C se me or the Special Program Ex	sults as set forth below. If you ag Office action to notify applicant of raminer. THIS IS AN INFORMAL, I RECORD IN THE APPLICATION FIL	the T.D. If you disagree NTERNAL MEMO ONLY.	
please in	itial, date	and return th	is memo to me. THANK YOU.			
区	The T.D.	is PROPER an	d has been recorded (see 14.23).		
	The T.D.	is NOT PROPE	R and has not been accepted fo	r the reason(s) checked below (se	ee 14.24):	
		The TD fee of use of a depo	·	ed nor is there any authorization i	n the application file for the	
	<u> </u>	his/her intere		e person who has signed the T.D. rest of the business entity represe 01).		
	Γ		s the enforceable only during co ting rejection, Rule 321(b) (see	mmon ownership clause – needed 14.27.01).	I to overcome a non-statutory	
				vhich is not acceptable since "the granted" (MPEP 1490) (see 14.26		
		The person w	ho signed the T.D.:			
		is n	ot an attorney "of record" (see 1	4.29 and 14.29.01).		
		has	failed to state his/her capacity t	o sign for the business entity (see	2 14.28).	
		is n	ot recognized as an officer of the	e assignee (see 14.29 & possible 1	14.29.02).	
		No documentary evidence of a chain of title from the original inventor(s) to assignee has been submitted, nor is the reel and frame number specified as to where such evidence is recorded in the Office (see 37 CFR 3.73(b) and 1140 O.G. 72). NOTE: This documentary evidence or the specifying of the reel and frame number may be found in the T.D. or in a separate paper of record in the application (see 14.30).				
	Γ	The T.D. is no	ot signed (see 14.26 & 14.26.03).	•	
	Γ		mber of the application (or the n ection is missing or incorrect (se	number of the patent) which forms e 14.32).	s the basis for the double	
	Γ		mber of this application (or the r missing or incorrect (see 14.26,	number of the patent in reexam of 14.27.02 or 14.26.05).	r reissue cases being	
		The period di	sclaimed is incorrect or not spec	ified (see 14.26, 14.27.02 or 14.2	26.03).	
		Other:			T.	
	C.		o request refund (see 14.36). NO neck this item.	OTE: If already authorized, credit i	refund to deposit account	
I have ap	propriate	ly notified app	olicant(s) of the status of the Ter	rminal Disclaimer filed in this case	e.	
Ex.Initial	s:	Date	e:		Log Date:	

Application Number			Applicant(s)/Patent under Reexamination APSTUN ET AL.		
Document Code - DISQ	Internal Doc		ocument – DC	cument – DO NOT MAIL	
TERMINAL DISCLAIMER	APPROVED		☐ DISAPPI	☐ DISAPPROVED	
Date Filed : January 29, 2008	This patent is subject to a Terminal Disclaimer				
Approved/Disapproved b					
	'y.				
Henry D. Jefferson					

U.S. Patent and Trademark Office

PTQ/SB/26 (09-04)

Approved for use through 07/31/2006. CMB 0651-0031
U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unloss if displays a valid CMB control number.

Docket Number (Optional) TERMINAL DISCLAIMER TO OBVIATE A DOUBLE PATENTING NPX008US **REJECTION OVER A "PRIOR" PATENT** In re Application of: Kia Silverbrook, Paul Lapstun Application No.: 09/575172 Filed: 23 May 2000 For: Hand Drawing Capture Via Interface Surface The owner. Silverbrook Research Pty Ltd _, of _ 100 percent interest in the instant application hereby disclaims, except as provided below, the terminal part of the statutory term of any patent granted on the instant application which would extend beyond the expiration date of the full statutory term prior patent No. 7170499

as the term of said prior patent is defined in 35 U.S.C. 154 and 173, and as the term of said prior patent is presently shortened by any terminal disclaimer. The owner hereby agrees that any patent so granted on the instant application shall be enforceable only for and during such period that it and the prior patent are commonly owned. This agreement runs with any patent granted on the instant application and is binding upon the grantee, its successors or assigns. In making the above disclaimer, the owner does not disclaim the terminal part of the term of any patent granted on the instant application that would extend to the expiration date of the full statutory term as defined in 35 U.S.C. 154 and 173 of the prior patent, "as the term of said prior patent is presently shortened by any terminal disclaimer," in the event that said prior patent later: expires for failure to pay a maintenance fee; is held unenforceable; is found invalid by a court of competent jurisdiction; is statutorily disclaimed in whole or terminally disclaimed under 37 CFR 1.321; has all claims canceled by a reexamination certificate; is reissued; or is in any manner terminated prior to the expiration of its full statutory term as presently shortened by any terminal disclaimer. Check either box 1 or 2 below, if appropriate. 1. 7 For submissions on behalf of a business/organization (e.g., corporation, partnership, university, government agency, etc.), the undersigned is empowered to act on behalf of the business/organization. I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon. The undersigned is an attorney or agent of record. Reg. No. Lus2 January 29, 2008 Signature Date Kia Silverbrook Typed or printed name +61-2-9818-6633 Telephone Number Terminal disclaimer fee under 37 CFR 1.20(d) included. WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038. 'Statement under 37 CFR 3.73(b) is required if terminal disclaimer is signed by the assignee (owner). Form PTO/SB/96 may be used for making this certification. See MPEP § 324.

This collection of information is required by 37 CFR 1.321. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

NPX008US

NPXU08US PTO/SB/96 (09-04)
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STATEMENT UNDER 37 CFR 3.73(b)			
Applicant/Patent Owner: Kia Silverbrook,Paul Lapstun			
Application No./Patent No.: 09/575172 Filed/Issue Date: 23\May 2000			
Entitled: Hand Drawing Capture Via Interface Surface			
Silverbrook Research Pty Ltd . a Private Proprietary Limited Company (Type of Assignee, e.g., corporation, partnership, university, government agency, etc.)			
states that it is: 1. the assignee of the entire right, title, and interest; or			
an assignee of less than the entire right, title and interest. The extent (by percentage) of its ownership interest is %			
in the patent application/patent identified above by virtue of either:			
A. An assignment from the inventor(s) of the patent application/patent identified above. The assignment was recorded in the United States Patent and Trademark Office at Reel 010823 , Frame 0013 , or for which a copy thereof is attached.			
OR B. A chain of title from the inventor(s), of the patent application/patent identified above, to the current assignee as shown below:			
From: To: The document was recorded in the United States Patent and Trademark Office at			
The document was recorded in the United States Patent and Trademark Office at Reel, Frame, or for which a copy thereof is attached.			
2. From:To:			
The document was recorded in the United States Patent and Trademark Office at Reel, Frame, or for which a copy thereof is attached.			
3. From: To:			
The document was recorded in the United States Patent and Trademark Office at Reel, Frame, or for which a copy thereof is attached.			
Additional documents in the chain of title are listed on a supplemental sheet.			
Copies of assignments or other documents in the chain of title are attached. [NOTE: A separate copy (i.e., a true copy of the original assignment document(s)) must be submitted to Assignment Division in accordance with 37 CFR Part 3, if the assignment is to be recorded in the records of the USPTO. See MPEP 302.08]			
The undersigned (whose title is supplied below) is authorized to act on behalf of the assignee.			
January 29, 2008			
Signature Date			
Kia Silverbrook +61-2-9818-6633			
Printed or Typed Name Telephone Number			
Managing Director Title			

This collection of information is required by 37 CFR 3.73(b). The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Office, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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TERMINAL DISCLAIMED TO OPVIATE A DOUBLE DATE.

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WARNING: Information on this form may become public. Credit card inform be included on this form. Provide credit card information and authorization			
Terminal disclaimer fee under 37 CFR 1.20(d) included.	-42-m -4		
	+61-2-9818-6633 Telephone Number		
· · · · · · · · · · · · · · · · · · ·			
Kia Silverbrook Typed or printed name			
Signature	Date		
Les SZ	January 29, 2008		
2. The undersigned is an attorney or agent of record. Reg. No			
etc.), the undersigned is empowered to act on behalf of the business/organization. I hereby declare that all statements made herein of my own knowledge are true and that a belief are believed to be true; and further that these statements were made with the knowledge that made are punishable by line or imprisonment, or both, under Section 1001 of Title 18 of the United statements may jeopardize the validity of the application or any patent issued thereon.	willful false statements and the like so		
Check either box 1 or 2 below, if appropriate. 1. For submissions on behalf of a business/organization (e.g., corporation, partnership, university	r, government agency,		
is statutorily disclaimed in whole or terminally disclaimed under 37 CFR 1.321; has all claims canceled by a reexamination certificate; is reissued; or is in any manner terminated prior to the expiration of its full statutory term as presently shortened in the content of the expiration of its full statutory term as presently shortened in the expiration of its full statutory term as presently shortened in the expiration of its full statutory term as presently shortened in the expiration of its full statutory term as presently shortened in the expiration of its full statutory term as presently shortened in the expiration of its full statutory term as presently shortened in the expiration of its full statutory term as presently shortened in the expiration of its full statutory term as presently shortened in the expiration of its full statutory term as presently shortened in the expiration of its full statutory term as presently shortened in the expiration of its full statutory term as presently shortened in the expiration of its full statutory term as presently shortened in the expiration of its full statutory term as presently shortened in the expiration of its full statutory term as presently shortened in the expiration of its full statutory term as presently shortened in the expiration of its full statutory term as presently shortened in the expiration of its full statutory term as presently in the expiration of its full statutory term as presently in the expiration of its full statutory term as presently in the expiration of its full statutory term as presently in the expiration of its full statutory term as presently in the expiration of its full statutory term as presently in the expiration of its full statutory term as presently in the expiration of its full statutory term as presently in the expiration of its full statutory term as presently in the expiration of its full statutory term as presently in the expiration of its full statutory term as presently in the expiration of its full statutory term as pre	oy any terminal disclaimer.		
In making the above disclaimer, the owner does not disclaim the terminal part of the term of any patent granted on the instant application that would extend to the expiration date of the full statutory term as defined in 35 U.S.C. 154 and 173 of the prior patent, "as the term of said prior patent is presently shortened by any terminal disclaimer," in the event that said prior patent later: expires for failure to pay a maintenance fee; is held unenforceable; is found invalid by a court of competent jurisdiction;			
The owner*, Silverbrook Research Pty Ltd , of 100 percent interest in the except as provided below, the terminal part of the statutory term of any patent granted on the instant the expiration date of the full statutory term prior patent No. 7170499 as the term of said and 173, and as the term of said prior patent is presently shortened by any terminal disclaimer. The granted on the instant application shall be enforceable only for and during such period that it and the pagreement runs with any patent granted on the instant application and is binding upon the grantee, its said the pagreement runs with any patent granted on the instant application and is binding upon the grantee.	prior patent is defined in 35 U.S.C. 154 owner hereby agrees that any patent so prior patent are commonly owned. This		
For, Hand Drawing Capture Via Interface Surface			
Filed: 23 May 2000			
Application No.: 09/575172			
In re Application of. Kia Silverbrook,Paul Lapatun	<u> </u>		
TERMINAL DISCLAIMER TO OBVIATE A DOUBLE PATENTING REJECTION OVER A "PRIOR" PATENT	NPX008US		

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Entitled: Hand Drawing Capture Via Interface Surface
Silverbrook Research Pty Ltd , a Private Proprietary Limited Company (Type of Assignee, e.g., corporation, partnership, university, government agency, etc.
states that it is: 1. the assignee of the entire right, title, and interest; or
2. an assignee of less than the entire right, title and interest. The extent (by percentage) of its ownership interest is%
in the patent application/patent identified above by virtue of either:
An assignment from the inventor(s) of the patent application/patent identified above. The assignment was recorded in the United States Patent and Trademark Office at Reel 010823 , Frame 0013 , or for which a copy thereof is attached.
OR B. A chain of title from the inventor(s), of the patent application/patent identified above, to the current assignee as shown below:
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The document was recorded in the United States Patent and Trademark Office at Reel, Frame, or for which a copy thereof is attached.
2. From: To:
From:
3. From:
The document was recorded in the United States Patent and Trademark Office at Reel, Frame, or for which a copy thereof is attached.
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The undersigned (whose title is supplied below) is authorized to act on behalf of the assignee.
January 29, 2008
Signature Date
Kia Silverbrook +61-2-9818-6633
Printed or Typed Name Telephone Number
Managing Director
Title

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